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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Jay S. WALKER et al.	)	
For:	SYSTEMS AND METHODS WHEREIN PAY IS PROVIDED TO A HOMEOWNER IN EXCHANGE FOR ALLOWING INFORMATION ABOUT A HOME TO BE TRANSMITTED	)	Examiner: Not Assigned
Serial No.:	Not Assigned	)	Group Art Unit: Not Assigned
Filing Date:	October 1, 1999	)	Docket No.: WD2-99-034

Assistant Commissioner for Patents  
Washington, D.C. 20231

## INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith patents, publications or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a thorough search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Nor shall the filing of this information disclosure statement be construed as an admission against interest in any manner.

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed below and on the accompanying Form PTO-1449 may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider these items and to independently ascertain their teaching.

- A. U.S. Patent No. 5,032,989 entitled "REAL ESTATE SEARCH AND LOCATION SYSTEM AND METHOD" issued to Mark A. Tornetta on July 16, 1991.
- B. U.S. Patent No. 5,584,025 entitled "APPARATUS AND METHOD FOR INTERACTIVE COMMUNICATION FOR TRACKING AND VIEWING DATA" issued to Ronald D. Keithley et al. On December 10, 1996.
- C. U.S. Patent No. 5,664,115 entitled "INTERACTIVE COMPUTER SYSTEM TO MATCH BUYERS AND SELLERS OF REAL ESTATE, BUSINESSES AND OTHER PROPERTY USING THE INTERNET" issued to Richard Fraser on September 2, 1997.
- D. U.S. Patent No. 5,754,850 entitled "REAL-ESTATE METHOD AND APPARATUS FOR SEARCHING FOR HOMES IN A SEARCH POOL FOR EXACT AND CLOSE MATCHES ACCORDING TO PRIMARY AND NON-PRIMARY AND NON-PRIMARY SELECTION CRITERIA" issued to Richard R. Janssen on May 19, 1998.
- E. U.S. Patent No. 5,852,810 entitled "GEOGRAPHIC SPECIFIC INFORMATION SEARCH SYSTEM AND METHOD", issued to James P. Sotiroff et al. On December 22, 1998.
- F. U.S. Patent No. 5,867,155 entitled "LARGE SCALE DISTRIBUTIVE VIDEO ON DEMAND SYSTEM FOR THE DISTRIBUTION OF REAL ESTATE PROPERTIES INFORMATION" issued to Douglas Williams on February 2, 1999.
- G. U.S. Patent No. 5,884,272 entitled "METHOD AND SYSTEM FOR ESTABLISHING AND MAINTAINING USER-CONTROLLED ANONYMOUS COMMUNICATIONS" issued Jay S. Walker et al. On March 16, 1999.
- H. "The Apartment Store Offers", (<http://www.nyaptstore.com>) download date March 3, 1999.
- I. "What is the Homeseller Toolkit? How does it serve you?", (<http://www.fisbos.com>), download date March 11, 1999.
- J. "Information Industries; New Ideas on the Block", The Economist, pg. 83; March 14, 1992.
- K. "Online service will allow users to barter for info". PC Week, Vol. 9; No.13; pg. 51; March 30, 1992.
- L. Sviokla, John "The Price is Wrong" ([http://www.contextmag.com/archives/199907/Digital Strategy.asp](http://www.contextmag.com/archives/199907/Digital%20Strategy.asp)), download date, July 14, 1999.

- M. "Background Information on Realtor Fee-For-Services", (<http://www.fisbos.com>), download date March 11, 1999.
- N. Sample content of poster/datasheets and postcards (<http://www.fisbos.com>), download date March 11, 1999.
- O. "Interactive Voice Recording (IVR) Homeseller Toolkit", (<http://www.fisbos.com>), download date March 11, 1999.
- P. "Fisbo Registry Lawn Sign", (<http://www.fisbos.com>), download date March 11, 1999.
- Q. "Pricing Valuation/Property Appraisals", (<http://www.fisbos.com>), download date March 11, 1999.
- R. "Placement of Your Property on the Multiple Listing Service", (<http://www.fisbos.com>), download date March 11, 1999.
- S. "The Cutting Edge... Los Angeles Times, Part C; pg.; 1; May 3, 1999.
- T. Brown, Chip "FEAR.COM", American Journalism Review, June 1999.
- U. :Discover the Power of Searchable Video", (<http://www.virage.com/products/videologger.html>).

1. ☐ Any copy of the items listed above and on the enclosed copy of Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in the prior ☐ Continuation, ☐ Divisional or ☐ Continuation in part application filed under 37 C.F.R. §§ 1.53 or 1.60, U.S. Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
2. ☐ For each of the following items listed above and on the enclosed copy of Form PTO-1449 that is not in the English language, a European Search Report from a counterpart European application is enclosed. Such items are marked as reference letter(s): \_\_\_\_\_.
3. ☐ For each of the following items listed above and on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application. Such items are marked as reference letter(s): \_\_\_\_\_.
4. ☐ In addition to the citations listed above, applicants respectfully direct the Examiner's attention to the following U.S. patent applications, which are commonly assigned to the assignee of the instant application, and which may be deemed pertinent to the instant application:

<u>Serial No.</u>	<u>Inventors</u>	<u>Filing Date</u>	<u>Group Art Unit</u>	<u>Examiner's Init.</u>
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The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application.

5. ☒ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:
  - ☒ 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.
  - ☐ 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491.
  - ☐ 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office Action on the merits.
6. ☐ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. 1.97(c), after the period specified in paragraph 5 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 10 below.

7. ☐ A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c) after the period specified in paragraph 5 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action). The fee due under 37 C.F.R. §1.17(p) is to be paid as set forth in paragraph 11 below.
8. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in accordance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a Notice of Allowance, but before the payment of the issue fee, and is accompanied by:
- a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 10 below; and
  - b. this document is to be considered as a petition requesting consideration of the information disclosure statement.
  - c. the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 11 below.
9. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with:
- ☐ 37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition to Withdraw Application from Issue;
  - ☐ 37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition to Withdraw Application from Issue.
  - ☐ The fee due under 37 C.F.R. §1.17(i)(1) is paid as set forth in paragraph 11 below.
10. ☐ I hereby certify:
- ☐ that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. A copy of such communication is enclosed.
  - ☐ that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned

after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

11. ☐ Please accept payment of the fees due as indicated below:

- ☐ A check in the amount of \$240.00 is enclosed in payment of the fee due under 37 C.F.R. 1.17(p).
- ☐ The Commissioner is hereby authorized to charge \$240.00 to Deposit Account No. 50-0271 in payment of the fee due under 37 C.F.R. §1.17(p). A duplicate copy of this sheet is attached for such purpose
- ☐ A check in the amount of \$130.00 is enclosed in payment of the fee due under 37 C.F.R. §1.17(i)(1).
- ☐ The Commissioner is authorized to charge \$130.00 to Deposit Account No. 50-0271 in payment of the fee due under 37 C.F.R. §1.17(i)(1). A duplicate copy of this sheet is attached.

12. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-0271. A copy of this authorization is attached.

Respectfully submitted,

October 1, 1999

Date



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